

BEST AVAILABLE COPY

The Patent Office
Concept House
Cardiff Road
Newport
South Wales
NP10 8QQ

**CERTIFIED COPY OF
PRIORITY DOCUMENT**

I, the undersigned, being an officer duly authorised in accordance with Section 74(1) and (4) of the Deregulation & Contracting Out Act 1994, to sign and issue certificates on behalf of the Comptroller-General, hereby certify that annexed hereto is a true copy of the documents as originally filed in connection with the patent application identified therein.

I also certify that the attached copy of the request for grant of a Patent (Form 1/77) bears an amendment, effected by this office, following a request by the applicant and agreed to by the Comptroller-General.

In accordance with the Patents (Companies Re-registration) Rules 1982, if a company named in this certificate and any accompanying documents has re-registered under the Companies Act 1985 with the same name as that with which it was registered immediately before re-registration or the substitution as, or inclusion as, the last part of the name of the words "public limited company" or their equivalents in Welsh, references to the name of the company in this certificate and any accompanying documents shall be treated as references to the name with which it is so registered.

In accordance with the rules, the words "public limited company" may be replaced by p.l.c., plc, P.L.C. or PLC.

Re-registration under the Companies Act does not constitute a new legal entity but merely subjects the company to certain additional company law rules.

Signed *William Morell*

Dated 19 January 2007

THIS PAGE BLANK (USPTO)

Patents Form 1/77

The Patent Office
Cardiff Road
Newport
NP9 1RH

Request for grant of a patent

1. Your Reference

DPW/EM/V715

2. Application number

0208667.6

16 APR 2002

3. Full name, address and postcode of the or each Applicant

Country/state of incorporation (if applicable)

Atlantech Medical Devices Limited
Atlantech House
Freemans Way
Harrogate Business Park
HARROGATE
N Yorkshire
HG3 1DH
7131196002
Incorporated in: United Kingdom

4. Title of the invention

A TRANSVERSE SUSPENSION DEVICE

5. Name of agent

Address for service in the UK to which all correspondence should be sent

APPLEYARD LEES
15 CLARE ROAD
HALIFAX
HX1 2HY

Mathys & Squire
120 Holborn
LONDON EC1N 2SA
PS1 12.1.07 JES

Patents ADP number

190001

6. Priority claimed to:

Country

Application number

Date of filing

7. Divisional status claimed from:

Number of parent application

Date of filing

8. Is a statement of inventorship and of right to grant a patent required in support of this application?

YES

THIS PAGE BLANK (USPTO)

DUPLICATE

A TRANSVERSE SUSPENSION DEVICE

The present invention relates to a transverse suspension device, in particular, but not exclusively, a transverse suspension screw for anterior cruciate ligament (ACL) fixation in the femoral tunnel.

Transverse securing devices are being increasingly used for secure fixation of ACL replacement grafts in the femoral tunnel during ACL reconstruction surgery. One such device known as the bone mulch TM screw is available from Arthrotek^R.

The bone mulch screw has a hollow body section with an opening at either end thereof. The tip of the screw is stepped having a sharp narrow leading section followed by a slightly wider trailing section. The trailing end of the tip is joined to the body section on one side of the said body section only, leaving a gap at the leading end of the body section so that bone mulch material can be forced therethrough and into the femoral tunnel after fixation. A suture passing loop must be located over the end of the partially inserted tip in the femoral tunnel and it is for this reason that the tip is stepped so that the leading end is as narrow as possible to maximise efficiency in the difficult step of locating a suture loop over the leading end of the bone mulch tip when it first protrudes into the femoral tunnel. Once the suture loop is in position, the bone mulch screw may be advanced further so that the stepped tip bores through the medial wall of the femoral tunnel until the thicker section of the tip fully extends transversely across the tunnel. The graft may then be pulled into the tunnel by passing it

over the transverse pin after attaching it to one end of the looped suture and pulling the other end. Unfortunately, because the graft must be pulled over the pin at the blind end of the femoral tunnel it is necessary to ream out bone from inside the femoral tunnel so as to create sufficient space for the graft to be pulled over the pin without becoming caught between the end of the femoral tunnel and the pin. By reaming out bone from the end of the femoral tunnel, the compression of the graft against the tunnel wall is decreased lengthening the process of healing and fixation. Furthermore, the looping of the suture is not a straightforward step and requires an arthroscopic view via the tibial tunnel and may also require several attempts before the loop is successfully located over the leading end of the tip.

Alternatives to such transverse suspension pins include interference cross pins which interfere against a bone block in bone-patella tendon-bone graft fixation. A suitable device for such procedures is the BiLok TM screw. However, such techniques are not appropriate for pure tendon grafts such as the double-looped semitendinosus and gracilis (DLSTG) hamstring graft which is one of the strongest and stiffest grafts available and does not suffer from a number of complications associated with the bone-patella tendon-bone graft.

According to a first aspect of the present invention there is provided a transverse suspension device for ACL graft fixation in a femoral tunnel comprising a body section and a smooth head section forming the leading end of the device, the body and smooth head sections each being cannulated along the entire length thereof.

Preferably, the device is cannulated along the entire length thereof.

- 5 Preferably, the head section extends forwardly from the leading end of the body section.

10 Preferably, the body section is suitably adapted for secure fixation, in use, in a tunnel transverse to the femoral tunnel, preferably, by interference with the tunnel wall. For instance, the body section may comprise a series of external protrusions such as ribs extending along the body section but tapering outwardly towards the trailing end to prevent the head of the device coming out
15 of the femoral tunnel. Preferably, however, the body section is externally threaded so that the device may be conveniently screwed into position.

20 Preferably, at least a part of the smooth head tapers outwardly from the leading end thereof to form a tapered section of the head. The smooth head may also include a non-tapered section between the tapered section and the body section. Preferably, the widest diameter of the smooth head is less than the outer diameter of the body
25 section. Preferably, the body section itself is not tapered but has a substantially uniform overall diameter along the length thereof subject to thread undulations or protrusions on the exterior surface thereof. The cannulated interior of the device may be wider at its
30 trailing end to accommodate a suitable fixation device to assist location of the device in position.

Advantageously, by having the body and head section, cannulated, the device may be advanced along a guide wire and located under the loop of a graft pre-positioned in the femoral tunnel. An additional advantage is provided
5 by the tapered head section which increasingly compresses the graft as it advances thereunder during fixation. A threaded or ribbed body section may still further compress the graft forwards and outwards when the smooth head is short enough to completely advance beneath the first loop
10 so that then the body section impinges on the graft directly. Graft compression advantageously contributes to graft incorporation by assisting tunnel wall bonding of the graft.

15 Therefore, according to a second aspect of the present invention there is provided a method of ACL graft ligament fixation comprising the steps of:-

forming a femoral tunnel for graft fixation therein;

20

forming a transverse tunnel for intersecting the femoral tunnel;

25 locating the graft loop in the femoral tunnel in such a manner that the open face of the loop faces the intersection of the transverse tunnel,

30 passing at least a part of the head section of a transverse suspension device according to the first aspect of the present invention through the graft loop via the transverse tunnel.

By passing the tapered smooth head of the device through the graft loop, the graft is progressively compressed outwardly against the femoral tunnel walls.

- 5 Preferably, after location of the graft loop in the femoral tunnel, a guide wire is advanced thereunder from the transverse tunnel using a suitable viewing device such as an arthroscope. The suspension device may then be passed along the guide wire.

10

Advantageously, the smooth surface of the head section prevents damage to the graft during its fixation and the method of locating the head section under the loop avoids the need for complex suture loop passing and looping
15 steps. Furthermore, because the head section compresses the graft loop directly against the walls of the femoral tunnel in a single step, damage to the graft is minimised.

Preferably, the head of the device is advanced as far as
20 the opposite wall of the femoral tunnel. The head may also be advanced into the opposite tunnel wall a short distance to provide more secure fixation if required.

However, as the cannulation extends through the head
25 section the leading tip of the head section does not typically terminate in a sharp point but is typically rounded into a convex tip with a centrally disposed cannular hole.

30 Preferably, the diameter of the cannular hole at the tip of the device is in the range 0.1-3mm, more preferably 0.5-1.5mm, most preferably 0.8-1.2mm.

Preferably, the diameter of the cannular hole at the trailing end of the device is between 0.1-15.0mm, more preferably 1-10mm, most preferably 2-8mm.

- 5 Preferably, the length of the head section is between 1-25mm, more preferably between 2-20mm, most preferably between 5-15mm.

- 10 Preferably, the length of the body section is between 5-50mm, more preferably between 10-40mm, most preferably between 20-30mm.

- 15 Preferably, the maximum width of the head section is between 1-15mm, more preferably between 2-8mm, most preferably, between 3-8mm. An especially preferred width is 5-7mm.

- 20 Preferably, the width of the body section excluding any protrusions is between 2-15mm, more preferably, between 3-12mm, most preferably 5-12mm.

- 25 Preferably, the minimum width of the head section, excluding the convex tip when present, is between 0.5-10mm, more preferably, between 2-8mm, most preferably, between 2-5mm.

- 30 Preferably, the trailing end of the device is adapted to receive a suitable tool for use during fixation of the device. The tool is preferably suitable to locate the device in the transverse tunnel via a push fit or screw fit mechanism.

An embodiment of the invention will now be described by way of example only and with reference to the accompanying drawings in which:

- 5 Figure 1 is a perspective view of a transverse device in accordance with the present invention;
Figure 2 is a trailing end view of the transverse device of figure 1;
Figure 3 is a sectional view through the transverse
10 device of figure 1;
Figure 4 is a partial view of the right knee joint showing the femoral and tibial tunnels prepared for ACL reconstruction;
Figure 5 is a partial view of the right knee joint
15 illustrating the use of an A-Tech guide;
Figure 6 is the view of figure 4 showing the drilling of the transverse tunnel;
Figure 7 is a view of figure 4 showing the guide wire and tap in position;
20 Figure 8 is a view of figure 4 showing the graft being pulled into position; and
Figure 9 is a view of figure 4 showing the transverse device securing the graft loop in the femoral tunnel.
- 25 Referring to figures 1, 2 and 3, a transverse suspension device 2 has a tubular body section 4 and a co-axial head section 6 joined to and protruding from the leading end 8 of the body section 4. The transverse suspension device 2 is cannulated along the length of the axis thereof so that
30 it may be passed along a guide wire in use. The body section 4 is externally screw threaded along its entire length and the head section 6 includes a trailing part 10 coaxial with the body section 4 but of a narrower outer

diameter and a frustoconical nose section 12 extending from the leading end of the trailing part 10 and having the narrower end forming the leading end of the nose section. The tip of the nose section is rounded in a convex manner and includes the exit port 14 of the cannulated hole of the device at its centre.

The hollow interior of the device extends from the trailing end in the form of a central tubular recess which is stepped into a radially narrower keyhole section 20, midway along the length of the body section, which extends forwardly through the remainder of the body section as far as the leading end thereof. The keyhole section 20 includes three radially inwardly directed longitudinally extending vanes 22, 24 and 26. The vanes are equally circumferentially spaced apart around the interior wall of the tube but have their trailing ends slightly axially recessed with respect to the beginning of the keyhole section. Each vane has a leading face which is arcuate in end section and a trailing face which is substantially flat in end section and extends radially away from the longitudinally extending apex of the vane back to the internal circumferential wall of the hollow keyhole section. Thus, each vane forms a radially inwardly directed ridge which ridge extends longitudinally along the length of the keyhole section and provides the means for a suitable co-engaging tool to engage therewith for screwing the device into position during surgery.

Referring to figure 4, a partial view of the right knee joint 30 includes a tibia section 32 and a femur section 34 articulating therewith in the usual manner. In the illustration shown, the posterior cruciate ligament 36 is

shown extending between the tibia and the femur but the anterior cruciate ligament is missing. A tibial tunnel 38 of standard construction extends between the anterior surface of the tibia and the tibial plateau. A femoral
5 tunnel 40 extends from the intercondylar notch towards the lateral femoral aspect and includes a passing pin tunnel 42 which extends from the proximal end 44 of the femoral tunnel to exit at the lateral femoral aspect of the femur 46. The method of preparation of the tibial and femoral
10 tunnels are in accordance with standard techniques known in the art.

Referring to figure 5, a transverse femoral guide 48 of known construction includes a femoral locator 50
15 comprising an elongate straight rod 52 with a femoral locator head 54 located at the proximal end thereof and which is sized to fit within the femoral socket 40. The straight rod section 52 is designed to extend from an anchor section 56, through the tibial tunnel and
20 intercondylar notch. An arcuate guide arm 58 of standard construction extends from the lateral side of the anchor 56 in an arcuate manner and includes an adjustable sleeve section 50 for multiple position fixation with respect thereto. The head 62 of the guide arm sleeve 60
25 accommodates a cannulated guide wire bullet 64 which extends therethrough. The positioning of the head of the sleeve 62 is such that it extends parallel with the femoral locator head 54 and the cannulated bullet extends through an appropriately sized perpendicular aperture in
30 the head of the guide arm sleeve 62 so that it may be advanced towards the head of the femoral locator. In use, a small lateral incision is made on the surface of the knee joint to remove any soft tissue so that the

cannulated bullet may be advanced until it firmly locates on the lateral epicondyle. The length of the transverse tunnel to be drilled can be determined from the measurements on the transverse bullet according to known techniques. The 2.4mm guide wire may then be drilled through the femur until it touches the femoral locator. Thereafter, the guide 48 may be removed together with the femoral locator leaving the guide wire 66 in position. The guide wire 66 is then advanced to penetrate bone on the opposite wall of the femoral tunnel by approximately 1cm.

Referring to figure 6, the guide wire 66 is shown as it is being advanced towards the opposite wall of the femoral tunnel. Thereafter, it may be over drilled with an 8mm cannulated drill 68 to create the transverse tunnel 70 which intersects with the femoral tunnel 40. An arthroscope (not shown) may be inserted into the femoral tunnel via the intercondylar notch to assess penetration of the drill 68 into the femoral socket, as the drill should not penetrate the opposite wall of the femoral socket. At this point in the procedure, the 2.4mm guide wire pin 66 may be removed and replaced with a thinner 1mm guide wire of the transverse screw. Thereafter, the cannulated drill 68 may be removed.

Referring to figure 7, a cannulated tap 72 is shown being advanced along the transverse tunnel 70 so as to pre-thread the tunnel in preparation for receiving the transverse suspension device screw. After tapping of the transverse tunnel 70 is complete, the tap 72 may be removed leaving the guide wire in position. The guide wire is then retracted away from the medial wall of the

femoral tunnel to provide a gap which is sufficient to allow insertion of the graft into the femoral tunnel.

Referring to figure 8, a graft loop 74 is shown located in position in the femoral tunnel 40. The graft includes sutures 76 threaded therethrough and tied at the proximal end to the end of a passing pin 78. In practice, the passing pin is advanced through the tibial tunnel, intracondylar notch and femoral tunnel and passed out through the passing pin tunnel 42 to appear at the lateral femoral aspect. The sutures may then be pulled to locate the loop of the graft in the correct position in the femoral tunnel. Care should be taken so that the face of the loop faces the intersection with the transverse tunnel 70. The screw guide wire extending down the transverse tunnel 70 may then be located under the loop using an arthroscope 80 via the same transverse tunnel 70. The arthroscope 80 and guide wire may be advanced together under the loop and once successively located the arthroscope may be retracted and removed taking care to retain the guide wire in position.

The cannulated screw may then be located over the guide wire and advanced until the nose of the screw abuts or is embedded in the medial tunnel wall. Thereafter, the guide wire may be removed. The final position of the cannulated transverse suspension device screw is shown in figure 9 with the outer wall of the head of the screw and the leading end of the body section urging the graft into contact with the walls of the femoral tunnel. The trailing ends of the graft 82, 84, 86, 88 may be fixed to the tibia in accordance with the surgeons preference and in accordance with techniques known in the art.

A suitable type of graft for use with the present invention is a double-looped semitendinosus and gracilis (DLSTG) hamstring graft which may be prepared in
5 accordance with techniques known in the art.

A suitable material for the screw would be a combination of ceramic and polymer materials. A suitable ceramic component could be tri-calcium phosphate or ceramic
10 hydroxyapatite. However, any suitable bio ceramic may be used. The polymer component may incorporate poly lactic acid to provide good biocompatibility.

The reader's attention is directed to all papers and
15 documents which are filed concurrently with or previous to this specification in connection with this application and which are open to public inspection with this specification, and the contents of all such papers and documents are incorporated herein by reference.

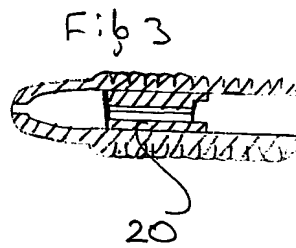
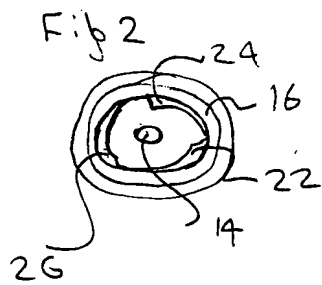
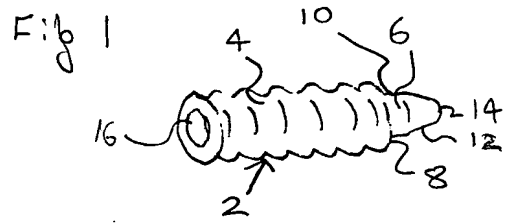
20 All of the features disclosed in this specification (including any accompanying claims, abstract and drawings), and/or all of the steps of any method or process so disclosed, may be combined in any combination,
25 except combinations where at least some of such features and/or steps are mutually exclusive.

Each feature disclosed in this specification (including any accompanying claims, abstract and drawings), may be
30 replaced by alternative features serving the same, equivalent or similar purpose, unless expressly stated otherwise. Thus, unless expressly stated otherwise, each

feature disclosed is one example only of a generic series of equivalent or similar features.

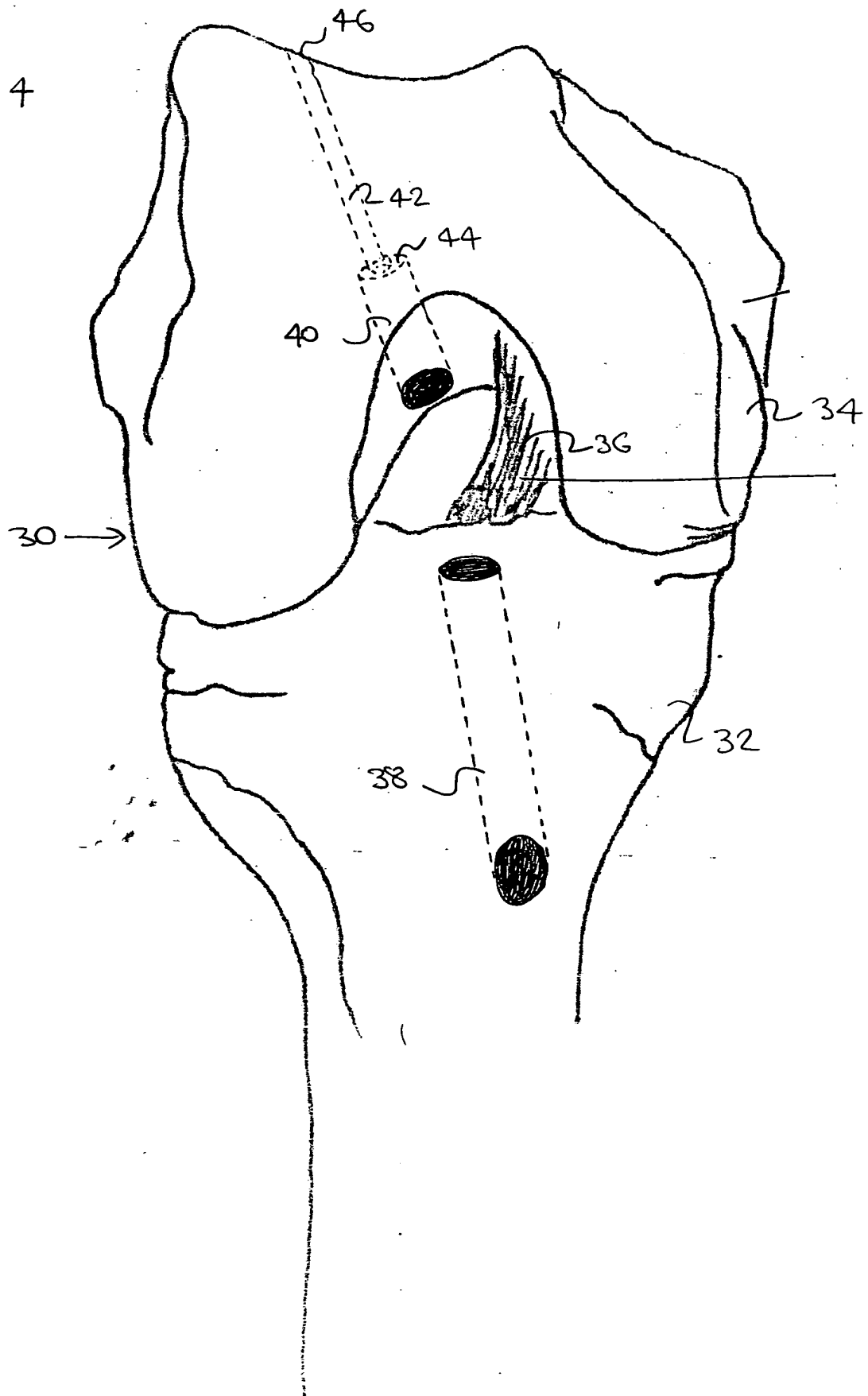
5 The invention is not restricted to the details of the foregoing embodiment(s). The invention extends to any novel one, or any novel combination, of the features disclosed in this specification (including any accompanying claims, abstract and drawings), or to any novel one, or any novel combination, of the steps of any
10 method or process so disclosed.

THIS PAGE BLANK (USPTO)



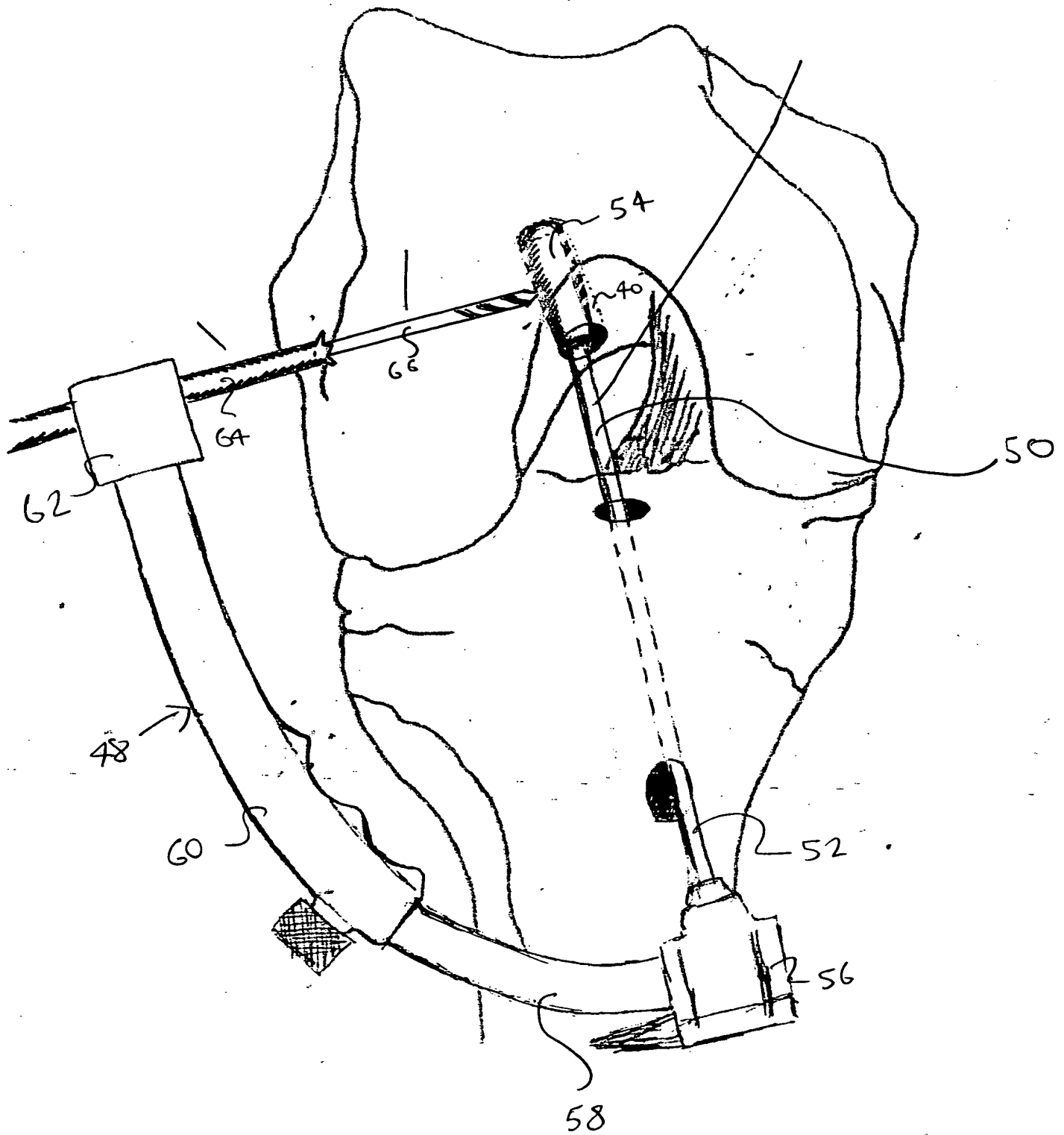
THIS PAGE BLANK (USPTO)

Fig 4



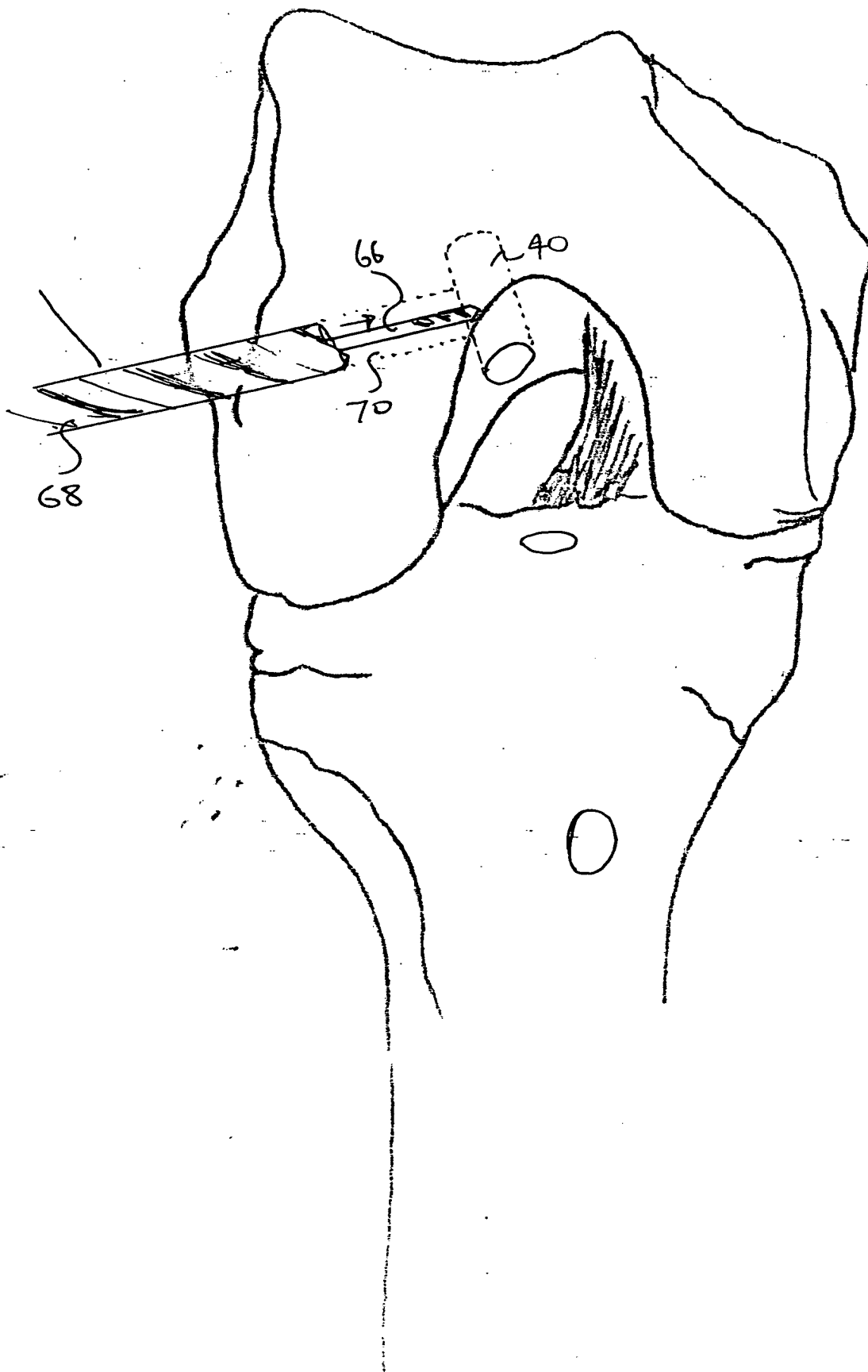
THIS PAGE BLANK (USPTO)

Fig 5



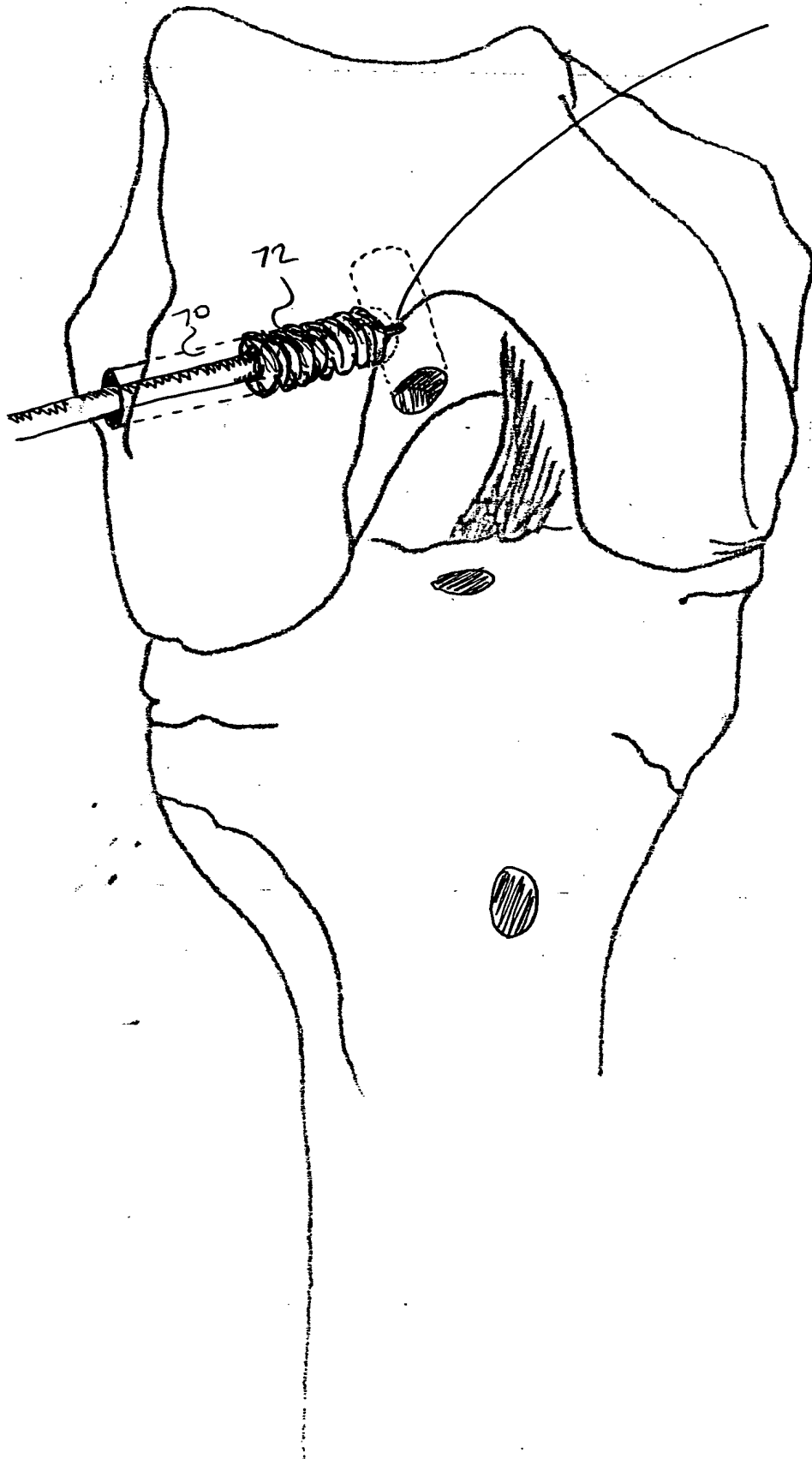
THIS PAGE BLANK (USPTO)

Fig 6

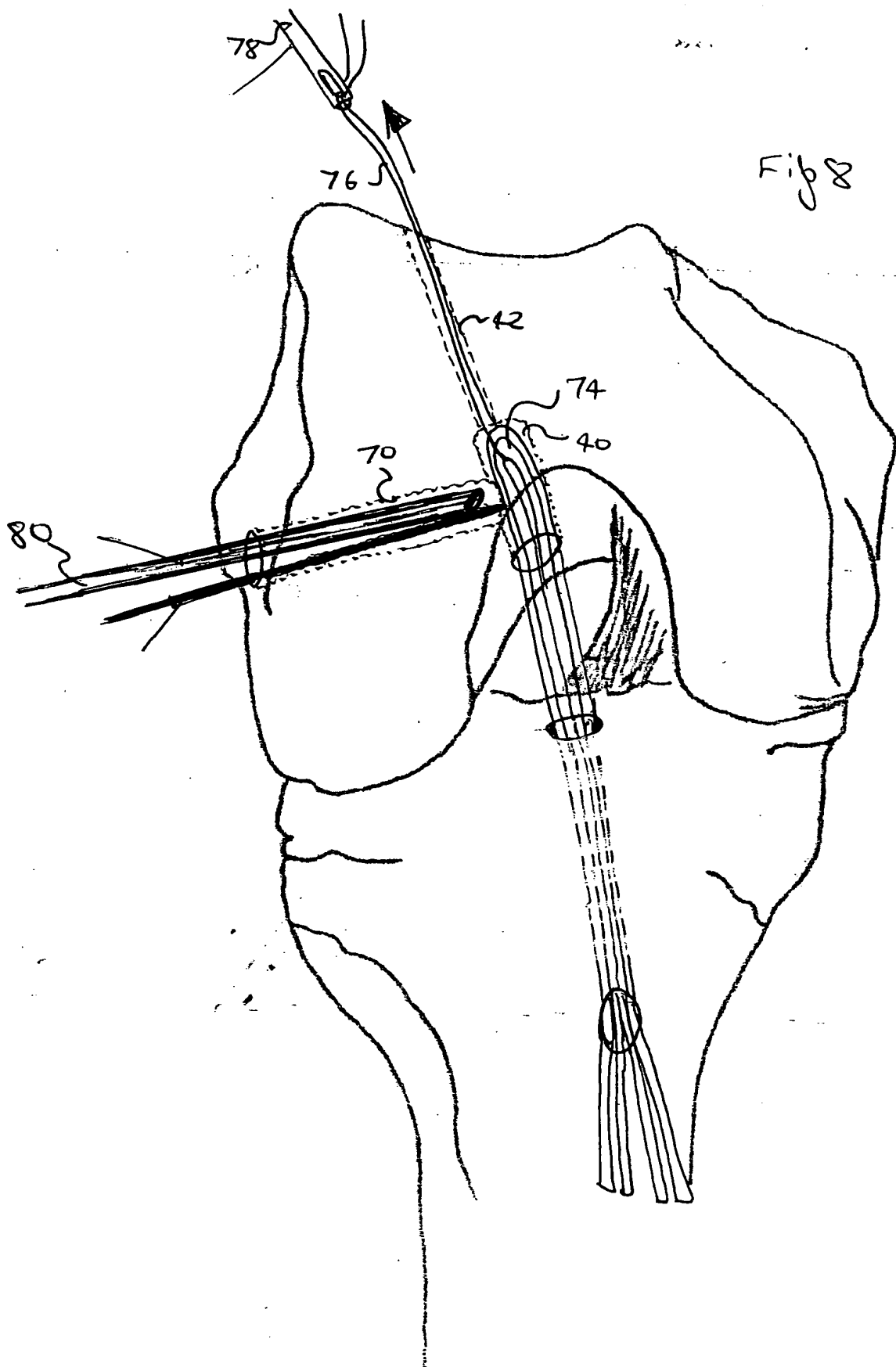


THIS PAGE BLANK (USPTO)

Fig 7

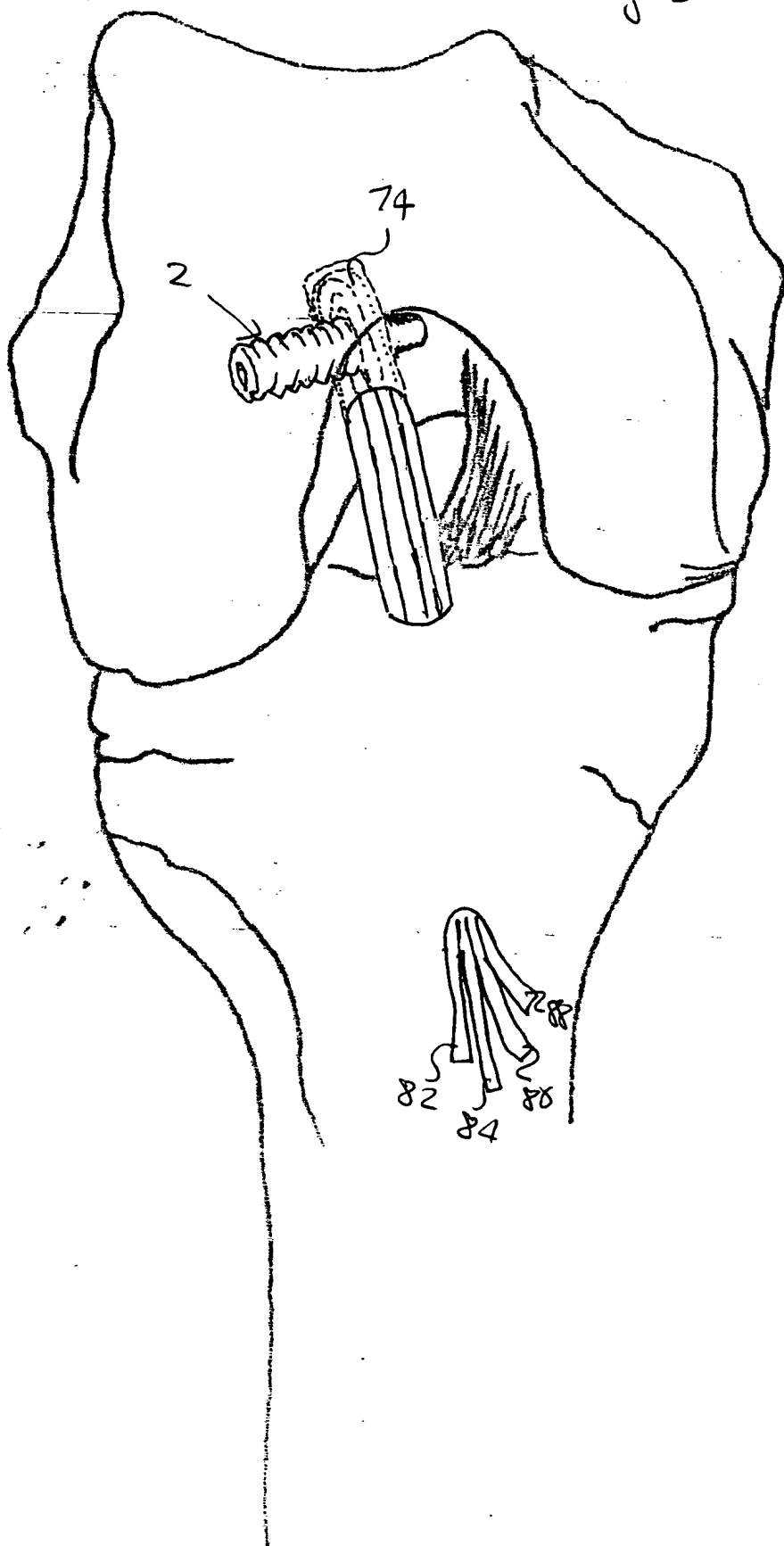


THIS PAGE BLANK (USPTO)



THIS PAGE BLANK (USPTO)

Fig 9



THIS PAGE BLANK (USPTO)

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☒ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.

THIS PAGE BLANK (USPTO)